

## STATE WATER RIGHTS BOARD

## ORDER

APPLICATION 13394PERMIT 8207LICENSE 4781ORDER ALLOWING CHANGE IN POINT OF DIVERSION  
PLACE OF USE AND CHARACTER OF USE

WHEREAS License 4781 was issued to Ralph B. Aitken and was filed with the County Recorder of Placer County on October 25, 1957, and

WHEREAS the State Water Rights Board has found that the change in point of diversion, place of use and character of use under said license for which petitions were submitted on May 22, 1967, will not operate to the injury of any other legal user of water, and

WHEREAS the Board has approved and allowed said changes and has directed that an order be issued to describe said point of diversion, place of use and character of use in accordance with said petitions;

NOW THEREFORE IT IS ORDERED that permission be and the same is hereby granted to change the point of diversion under said License 4781 to a point of diversion described as follows, to wit:

SOUTH 2,850 FEET AND EAST 700 FEET FROM NW $\frac{1}{4}$  OF SECTION 17, T11N, R7E, MDB&M, BEING WITHIN NW $\frac{1}{4}$  OF SW $\frac{1}{4}$  OF SAID SECTION 17, and

IT IS FURTHER ORDERED that permission be and the same is hereby granted to change the place of use under said License 4781 to a place of use described as follows, to wit:

STOCKWATERING USES AT RESERVOIR WITHIN NW $\frac{1}{4}$  OF SW $\frac{1}{4}$  AND SW $\frac{1}{4}$  OF NW $\frac{1}{4}$  OF SECTION 17, AND IRRIGATION AS FOLLOWS:

32 ACRES WITHIN SW $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF SECTION 17, T11N, R7E, MDB&M
12 ACRES WITHIN NW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SECTION 17, T11N, R7E, MDB&M
3 ACRES WITHIN NE $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SECTION 17, T11N, R7E, MDB&M
20 ACRES WITHIN SE $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF SECTION 17, T11N, R7E, MDB&M
<u>67 ACRES TOTAL</u>

Dated: NOV 30 1967

*L. C. Spencer*  
L. C. Spencer  
Chief Engineer



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 13394

PERMIT 8207

LICENSE 4781

THIS IS TO CERTIFY, That

Ralph B. Aitken

P. O. Box 136

Rocklin, California <sup>has</sup> made proof as of June 3, 1955

Notice of Change (Over)

(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of Antelope Creek in Placer County

tributary to Dry Creek (Linda Creek)

for the purpose of irrigation use  
under Permit 8207 of the State Water Rights Board and that said right to the use of said water has been perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the terms of the said permit; that the priority of the right herein confirmed dates from October 11, 1949; and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed twenty-five (25) acre-feet per annum to be collected from about December 1 of each year to about July 1 of the succeeding year.

The point of diversion of such water is located south forty-two degrees no minutes west (S 42° 00' W), two thousand eight hundred thirty feet (2,830) feet from NW<sup>1</sup>/<sub>4</sub> corner of Section 17, T 11 N, R 7 E, MDB&M being within the SW<sup>1</sup>/<sub>4</sub> of NW<sup>1</sup>/<sub>4</sub> of said Section 20.

A description of the lands or the place where such water is put to beneficial use is as follows:

29 acres in SW<sup>1</sup>/<sub>4</sub> of NW<sup>1</sup>/<sub>4</sub> of Section 17, T 11 N, R 7 E, MDB&M  
29 acres in SE<sup>1</sup>/<sub>4</sub> of NW<sup>1</sup>/<sub>4</sub> of Section 17, T 11 N, R 7 E, MDB&M  
6 acres in NW<sup>1</sup>/<sub>4</sub> of SW<sup>1</sup>/<sub>4</sub> of Section 17, T 11 N, R 7 E, MDB&M  
3 acres in NE<sup>1</sup>/<sub>4</sub> of SW<sup>1</sup>/<sub>4</sub> of Section 17, T 11 N, R 7 E, MDB&M  
67 acres total

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

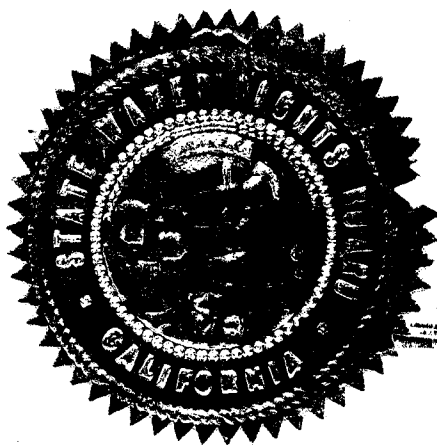
Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: OCT 24 1957

STATE WATER RIGHTS BOARD

By Leslie C. Jopson  
Leslie C. Jopson  
Chief Engineer



7-11-72

Ralph C. J.

Elizabeth G. Dills

4/14/77 RECEIVED NOTICE OF ASSIGNMENT TO Charles T. and Theda Harris  
1-8-81 asgd to George Tsakopoulos

LICENSE 4781  
STATE OF CALIFORNIA  
STATE WATER RIGHTS BOARD

LICENSE  
TO APPROPRIATE WATER

ISSUED TO Ralph B. Aitken

DATED OCT 24 1957